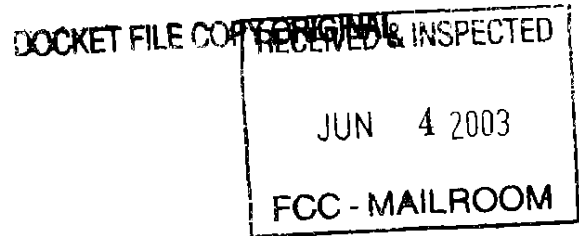


KNOX COUNTY SCHOOLS  
ANDREW JOHNSON BUILDING

*Dr. Charles Q. Lindsey, Superintendent*



May 30, 2003

CC DOCKET 96-45 AND 97-21  
LETTER OF APPEAL  
YEAR 4 471 APPLICATION #215885  
BILLED ENTITY #128407

Federal Communications Commission  
Office of the Secretary  
9300 East Hampton Drive  
Capitol Heights, MD 20743

Knox County School District  
Pat Dickens, Technology Grant Assistant  
912 S. Gay Street  
Knoxville, TN 37902

To Whom It May Concern:

We are asking for your consideration in justifying our appeal through the enclosed documentation.

<u>FRN#</u>	<u>COMPANY</u>
620301	BellSouth
607925	TN Tele/Farragut
607747	TN Tele/Halls
510109	Citizens/Frontier
608970	Arch Wireless
608995	US Cellular
612940	Verizon

Knox County School District's Funding Commitment Letter is dated December 14, 2001 for Year 4 (July 1, 2001 – June 30, 2002). Form 486 was mailed on March 14, 2002 to P. O. Box 7026, Lawrence, KS 66044-7026 via the US Postal Service which was a mailing option in the guidelines. This was a full 30 days before the 486 deadline. (I am attaching a copy of the application with a hand written mailing date)

No. of Copies rec'd \_\_\_\_\_  
List A B C D E

I phoned SLD on April 4, 2002 and spoke with Josh who said at this point we should assume our Form 486 was "in the process"

I phoned SLD on July 9, 2002 and spoke with Matt who said he was sure it was "in the process and everything was running slow"

I made several other phone calls to SLD, which I did not document, and the response was basically the same as I received from Josh and Matt. Due to the information given by SLD folks, we certainly did not want to call too frequently for an answer.

On September 16, 2002 I mailed a letter of inquiry via UPS regarding the status of our Year 4 486 approval letter. (Copy enclosed.)

A Form 486 Notification Letter dated October 16, 2002 was received with a change in the Service Start Date from July 1, 2001 to May 19, 2002 which results in a change in the Funding Commitment Knox County will be receiving.

A Letter of Appeal dated December 10, 2002 was sent via UPS to the SLD attaching all the same information I am sending you with the exception of the phone calls to Josh and Matt dated April 4 and July 9 which I referenced above.

On February 24, 2003, I received a call from Christine from SLD saying they were "working on my appeal".

I received an Appeal Denied letter dated April 14, 2003. (Copy enclosed)

I am also including copies of paperwork, etc. that my supervisor keeps in his files showing his knowledge that I mailed the original Form 486 on March 13, 2002.

Knox County Schools feel that we filed all paperwork adhering to the SLD guidelines both on date deadline and mailing via US Postal Service. As of today, May 30, 2003, the piece of mail postmarked March 14, 2002 has not been returned to us. Therefore, we feel it was received by the SLD within the proper time allotted. Knox County Schools has participated in the E-Rate program since it began in 1998 and we have always met all deadlines.

Thank you for your time spent on this Appeal and we will be anxious to hear from you.

Please contact me at 865-594-1843 or [dickensp@k12tn.net](mailto:dickensp@k12tn.net) for further information.

USAC

Schools and Libraries Division  
Box 125 - Correspondence Unit  
80 South Jefferson Road  
Whippany, New Jersey 07981

Funding  
Commitment

mailed 3/14/02  
4-4-02

Rec'd 7-9-02  
Cashed 7-9-02  
funding - 2/1/02

4/10/02

9-16-02 memo from USAC  
Letter to Mr. H. B. Dickens  
H. B. Dickens  
L. H. B.

12-10-02 - Added letter  
of Approval

2-24-03 Check of funds  
received from USAC  
11-11-03

4-14-03 Letter from USAC

00004  
KNOX COUNTY SCHOOL DISTRICT  
Pat Dickens  
912 S. Gay Street  
Knoxville, TN 37902





Universal Service Administrative Company  
Schools & Libraries Division

**FUNDING COMMITMENT DECISION LETTER**

(Funding Year 4: 07/01/2001 - 06/30/2002)

December 14, 2001

KNOX COUNTY SCHOOL DISTRICT  
Pat Dickens  
912 S. Gay Street  
Knoxville, TN 37902

Re: Form 471 Application Number: 215885  
Funding Year 4: 07/01/2001 - 06/30/2002  
Billed Entity Number: 128407

Thank you for your 2001-2002 E-rate application and for any assistance you provided throughout our review. We have completed review of your Form 471. This letter is to advise you of our decision(s).

**FUNDING COMMITMENT REPORT**

On the pages following this letter, we have provided a Funding Commitment Report for the Form 471 application cited above. We have reviewed each Discount Funding Request on your Form 471 application and have assigned a Funding Request Number (FRN) to each Block 5. The enclosed report includes a list of the FRNs from your application. The SLD is also sending this information to your service provider(s) so preparations can be made to begin implementing your E-rate discount(s) upon the filing of your Form 486. Immediately preceding the Funding Commitment Report, you will find a guide that defines each line of the Report.

**NEXT STEPS**

Once you have reviewed this letter and have determined that some or all of your requests have been funded, your next step to facilitate receipt of discounts as featured in this letter will be to file an FCC Form 486 with the SLD. The Form 486 notifies the SLD to begin payment to your service provider and provides certified indication that your technology plan(s) has been approved. The Form 486 and instructions can be found on the SLD web site at <[www.sl.universalservice.org](http://www.sl.universalservice.org)> or you can call the SLD Client Service Bureau at 1-888-203-8100 and ask that the form be sent to you. The new Form 486, dated July 2001 in the lower right corner, MUST be used for Funding Year 4 and for any previous funding years. Subsequent submissions of earlier versions of the Form 486 will be returned to you and will not be able to be processed. As you complete Form 486, you should also contact your service provider to verify they have received notice from the SLD of your funding commitments. After the SLD processes your Form 486, we can begin processing invoices from your service provider(s) so they can be reimbursed for discounted services they have provided you.

On December 21, 2000, the Children's Internet Protection Act was signed into law. That law will require schools and libraries that receive Universal Service discounts for certain services to adopt an Internet safety policy incorporating the use of filtering or blocking technology on computers with Internet access as a condition of receiving those discounts. THE LAW DOES NOT, HOWEVER, REQUIRE THIS TO BE IN PLACE FOR FUNDING YEAR 4. RECIPIENTS WILL HAVE TO CERTIFY, HOWEVER, THAT THEY ARE UNDERTAKING SUCH ACTIONS, INCLUDING NECESSARY PROCUREMENT PROCEDURES, TO PUT SUCH TECHNOLOGY PROTECTION MEASURES IN PLACE. For Funding Year 4 (the Funding Year beginning July 1, 2001), Billed Entities filing Form(s) 486 may encounter one or more situations that will affect their filing deadline(s). See the requirements for Funding Year 4 below and the Form 486

Instructions for more information on filing deadlines to ensure that your discounts can be paid retroactively to the Service Start Date. You are advised to keep proof of the date of mailing.

1. If Funding Year 4 services start on or before Sunday, October 28, 2001, and the date of your Funding Commitment Decision Letter is before Sunday, October 28, 2001, your Form 486 must be postmarked on or before October 28, 2001 in order for discounts to be paid retroactively to the Service Start Date. Failure to meet this certification deadline will result in reduced funding.
2. If your services start after October 28, 2001, your Form 486 must be postmarked no later than 120 days after the Service Start Date or 120 days after the date of the Funding Commitment Decision Letter, whichever is later, in order for discounts to be paid retroactively to the Service Start Date. Failure to meet this filing deadline will result in reduced funding.

You may also check the SLD web site at <[www.sl.universalservice.org](http://www.sl.universalservice.org)> or call the Client Service Bureau at 1-888-203-8100 for more information about how this new law might impact universal service discounts and any needed documentation for Funding Year 4 (July 1, 2001-June 30, 2002).

#### TO APPEAL THESE FUNDING COMMITMENT DECISIONS

If you wish to appeal the Funding Commitment Decision(s) (FCD) indicated in this letter, your appeal must be made in writing and RECEIVED BY THE SCHOOLS AND LIBRARIES DIVISION (SLD) at the SLD address below WITHIN 30 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which FCD Letter you are appealing. Indicate the relevant funding year and the date of the Funding Commitment Decision Letter. Your letter of appeal must also include the applicant name, the Form 471 Application Number, and the Billed Entity Number from the top of your FCD Letter.
3. Identify the particular Funding Request Number (FRN) that is the subject of your appeal. When explaining your appeal, include the precise language or text from the Funding Commitment Decision Letter that is at the heart of your appeal. By pointing us to the exact words that give rise to your appeal, the SLD will be able to more readily understand and respond appropriately to your appeal. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an original authorized signature on your letter of appeal.

Please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Appeals submitted by fax, phone call, and e-mail CANNOT be processed.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC): FCC Office of the Secretary, 445-12th Street SW, Room TW-A325, Washington, DC 20554. If you are submitting your appeal to the FCC by other than United States Postal Services, the zip code you should use for this same address is 20024. If you are hand-delivering the appeal, check the SLD web site for more information. You should refer to CC Docket Nos. 96-45 and 97-21 on the first page of your appeal to the FCC. Your appeal must be made in writing and RECEIVED BY THE FCC at the FCC address above WITHIN 30 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. Further information regarding filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference area of the SLD web site <[www.sl.universalservice.org](http://www.sl.universalservice.org)>.

#### NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the universal service mechanisms for schools and libraries. FCC Form 471 Applicants who have received funding commitments continue to be subject to audits and other reviews that SLD or the Federal Communications Commission may undertake periodically to assure that funds have been committed and are being used in accordance with all such requirements. If the SLD subsequently determines that its commitment was erroneously issued due to action or inaction, including but not

limited to that by SLD, the Applicant, or Service Provider, and that the action or inaction was not in accordance with such requirements, SLD may be required to cancel these funding commitments and seek repayment of any funds disbursed not in accordance with such requirements. The SLD, and other appropriate authorities (including but not limited to USAC and the FCC), may pursue enforcement actions and other means of recourse to collect erroneously disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

We look forward to continuing our work with you on connecting our schools and libraries through advanced telecommunications services.

Sincerely,

Schools and Libraries Division  
Universal Service Administrative Company

Enclosures

## A GUIDE TO THE FUNDING COMMITMENT REPORT

Attached to this letter will be a report for each E-rate funding request from your application. We are providing the following definitions.

**FUNDING REQUEST NUMBER (FRN):** A Funding Request Number is assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to Applicants and Service Providers the status of individual discount funding requests submitted on a Form 471.

**FUNDING STATUS:** Each FRN will have one of three definitions: "Funded," "Not Funded," or "As Yet Unfunded."

1. An FRN that is "Funded" will be approved at the level that SLD determined is appropriate for that item. The funding level will generally be the level requested unless the SLD determines during the application review process that some adjustment is appropriate.
2. An FRN that is "Not Funded" is one for which no funds will be committed. The reason for the decision will be briefly explained in the "Funding Commitment Decision," and amplification of that explanation may be offered in the section, "Funding Commitment Decision Explanation." An FRN may be "Not Funded" because the request does not comply with program rules, or because the total amount of funds in the Universal Service Fund was insufficient to fund all requests.
3. An FRN that is "As Yet Unfunded" reflects a temporary status that is assigned to an FRN when the SLD is uncertain at the time the letter is generated whether there will be sufficient funds to make commitments for requests for internal connections at a particular discount level. For example, if your application included requests for discounts on both telecommunications services and internal connections, you might receive a letter with our funding commitment for your telecommunications funding requests and a message that your internal connections requests are "As Yet Unfunded." You would receive a subsequent letter(s) regarding the funding decision on your internal connections requests.

**SERVICES ORDERED:** The type of service ordered from the service provider, as shown on Form 471.

**SPIN (Service Provider Identification Number):** A unique number assigned by the Universal Service Administrative Company to service providers seeking payment from the Universal Service Fund for participating in the universal service support programs. A SPIN is also used to verify delivery of services and to arrange for payment.

**SERVICE PROVIDER NAME:** The legal name of the service provider.

**CONTRACT NUMBER:** The number of the contract between the eligible party and the service provider. This will be present only if a contract number was provided on Form 471.

**BILLING ACCOUNT NUMBER:** The account number that your service provider has established with you for billing purposes. This will be present only if a Billing Account Number was provided on Form 471.

**EARLIEST POSSIBLE EFFECTIVE DATE OF DISCOUNT:** The first possible date of service for which the SLD will reimburse service providers for the discounts for the service.

**CONTRACT EXPIRATION DATE:** The date the contract expires. This will be present only if a contract expiration date was provided on Form 471.

**SITE IDENTIFIER:** The Entity Number listed in Form 471, Block 5, Item 22a will be listed. This will appear only for "site specific" FRNs.

**PRE-DISCOUNT AMOUNT:** Amount in Form 471, Block 5, Item 23, Column I, as determined through the application review process.

**DISCOUNT PERCENTAGE APPROVED BY THE SLD:** This is the discount rate that the SLD has approved for this service.

**FUNDING COMMITMENT DECISION:** This represents the total amount of funding that the SLD has reserved to reimburse service providers for the approved discounts for this service through June 30, 2002. It is important that you and the service provider both recognize that the SLD should be invoiced and the SLD may direct disbursement of discounts only for eligible, approved services actually rendered.

FUNDING COMMITMENT DECISION EXPLANATION: This entry may amplify the comments in the "Funding Commitment Decision" area.



# FUNDING COMMITMENT REPORT

Form 471 Application Number: 215885  
 Funding Request Number: 510109 Funding Status: Funded ✓  
 Services Ordered: Telecommunications Service  
 SPIN: 143001641 Service Provider Name: Citizens Telecomm Company of the  
 Contract Number: T  
 Billing Account Number: 865-938-2048  
 Earliest Possible Effective Date of Discount: 07/01/2001  
 Contract Expiration Date: 06/30/2002  
 Pre-Discount Amount: \$68,648.76  
 Discount Percentage Approved by the SLD: 44% ✓  
 Funding Commitment Decision: \$30,205.45 - FRN approved as submitted

Funding Request Number: 607747 Funding Status: Funded  
 Services Ordered: Telecommunications Service  
 SPIN: 143001637 Service Provider Name: Tennessee Tel. Co.dba TDS Teleco  
 Contract Number: T  
 Billing Account Number: 865-922-7494 *Hall's*  
 Earliest Possible Effective Date of Discount: 07/01/2001  
 Contract Expiration Date: 06/30/2002  
 Pre-Discount Amount: \$30,521.64  
 Discount Percentage Approved by the SLD: 41%  
 Funding Commitment Decision: \$12,513.87 - FRN approved as submitted

Funding Request Number: 607925 Funding Status: Funded  
 Services Ordered: Telecommunications Service  
 SPIN: 143001637 Service Provider Name: Tennessee Tel. Co.dba TDS Teleco  
 Contract Number: T  
 Billing Account Number: 865-966-6703 *Farr*  
 Earliest Possible Effective Date of Discount: 07/01/2001  
 Contract Expiration Date: 06/30/2002  
 Pre-Discount Amount: \$32,843.76  
 Discount Percentage Approved by the SLD: 40%  
 Funding Commitment Decision: \$13,137.50 - FRN approved as submitted

Funding Request Number: 608970 Funding Status: Funded ✓  
 Services Ordered: Telecommunications Service  
 SPIN: 143002786 Service Provider Name: PageNet, Inc. (Arch)  
 Contract Number: 00-013  
 Billing Account Number: 131-300501  
 Earliest Possible Effective Date of Discount: 07/01/2001  
 Contract Expiration Date: 06/30/2002  
 Pre-Discount Amount: \$11,987.04  
 Discount Percentage Approved by the SLD: 54% ✓  
 Funding Commitment Decision: \$5,473.00 - FRN approved as submitted

FUNDING COMMITMENT REPORT

Form 471 Application Number: 215885  
Funding Request Number: 608995 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143000663 Service Provider Name: Tennessee RSA #4 Sub 2, Inc. dba  
Contract Number: 00-015  
Billing Account Number: 911448410  
Earliest Possible Effective Date of Discount: 07/01/2001  
Contract Expiration Date: 06/30/2002  
Pre-Discount Amount: \$24,600.00  
Discount Percentage Approved by the SLD: 54% ✓  
Funding Commitment Decision: \$13,284.00 - FRN approved as submitted

Funding Request Number: 612940 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143004038 Service Provider Name: Verizon Teleservice  
Contract Number: T  
Billing Account Number: N/A  
Earliest Possible Effective Date of Discount: 07/01/2001  
Contract Expiration Date: 06/30/2002  
Pre-Discount Amount: \$56,400.00  
Discount Percentage Approved by the SLD: 54% ✓  
Funding Commitment Decision: \$30,456.00 - FRN approved as submitted

Funding Request Number: 620301 Funding Status: Funded  
Services Ordered: Telecommunications Service  
SPIN: 143004824 Service Provider Name: BellSouth Telecommunications, Inc.  
Contract Number: 99-3-470  
Billing Account Number: 865-594-3602  
Earliest Possible Effective Date of Discount: 07/01/2001  
Contract Expiration Date: 06/30/2002  
Pre-Discount Amount: \$1,214,400.00  
Discount Percentage Approved by the SLD: 57% ✓  
Funding Commitment Decision: \$692,208.00 - FRN approved as submitted

COMMUNICATIONS

Form

Do Not Write In This Area

Approval by OMB

3060-0853

## Schools and Libraries Universal Service

### Receipt of Service Confirmation Form

FCC Form 486: To be completed by the Billed Entity  
Please read instructions before completing.

Estimated Average Burden Hours For First Submission: 15.0 hours  
For Subsequent Submissions: 1.5 hours

Applicant's Form Identifier Year 4 486  
(Create your own code to identify THIS Form 486)

#### Block 1: Billed Entity Information

1. Name of Billed Entity <b>Knox County School District</b>		2. Billed Entity Number <b>128407</b>	3. Funding Year <b>7/1/01 - 6/30/02</b>
4. Complete Mailing Address of Billed Entity			
Street Address, P. O. Box or Route Number <b>912 S. Gay Street</b>		City <b>Knoxville</b>	State <b>TN</b>
Zip Code <b>37902</b>			
10-Digit Telephone Number <b>865-594-1843</b>		Fax Telephone Number <b>865-594-1325</b>	E-Mail Address <b>dickens@k12tn.net</b>
5. Contact Person Information			
Contact Person Name <b>Pat Dickens</b>			
Mailing Address (if different from Item 4)			
Street Address, P. O. Box or Route Number		City	State
			Zip Code
<input type="checkbox"/> 10-Digit Telephone Number	<input type="checkbox"/> Fax Telephone Number	<input checked="" type="checkbox"/> E-Mail Address	

Check the box next to the preferred mode of contact. (At least one box MUST be checked.)

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

NOTICE: The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the form will be used to inform the Schools and Libraries Division of the Universal Service Administrative Company that a billed entity, and/or the schools and libraries that it represents, has begun or has planned to begin to receive service after receiving a funding commitment approval pursuant to FCC Form 471.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of an FCC statute, regulation, rule or order, your application may be referred to the federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party in a proceeding before the body or has an interest in the proceeding.

If you do not provide the information requested on the form, your application may be returned without action or your application may be delayed.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3501, et seq.

Public reporting burden for this collection of information is estimated to average 15.0 hours for the first submission and 1.5 hours for subsequent submissions, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden, to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, D.C. 20554.



Home > Tracking > Track by Tracking Number

### Tracking

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Log-In

User ID:

Password:



[Forgot Password](#)

[Register](#)



## Track by Tracking Number

1Z 854 W02 01 1002 071 4

To see a detailed report for each package, please select the "Detail" link.

Tracking Number	Status	Delivery Information	
1. 1Z 854 W02 01 1002 071 4 <a href="#">Detail</a>	Delivered	Delivered on:	Sep 17, 2002 9:53 A.M.
		Delivered to:	LAWRENCE, KS, US
		Signed by:	OSHEL
		Service Type:	NEXT DAY AIR

**UPS**  
**Drop Boxes →**

Tracking results provided by UPS: Jun 3, 2003 11:25 A.M. Eastern Time (USA)

**NOTICE:** UPS authorizes you to use UPS tracking systems solely to track shipments tendered by or for you to UPS for delivery and for no other purpose. Any other use of UPS tracking systems and information is strictly prohibited.

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KNOX COUNTY SCHOOLS  
ANDREW JOHNSON BUILDING

*Dr. Charles Q. Lindsey, Superintendent*



September 16, 2002

Knox County School District  
Billed Entity #128407  
Year 4 486  
471 Application #0000215885

9.16.02  
12-854-002-01-1002-071-4

To Whom It May Concern:

I mailed the above 486 on March 14, 2002 to P. O. Box 7026, Lawrence, Kansas 66044-7026.

I have not received a notification letter as of this date.

I have attached a copy of Year 4 486.

Please let me know if I need to do anything else.

Thank you for your help in this matter.

*Pat Dickens*

Pat Dickens, Technology Grant Assistant  
Knox County Schools  
865-594-1843  
dickensp@k12tn.net

COMMUNICATIONS

FCC Form

486

Do Not Write In This Area

Approval by OMB

3060-0853

**Schools and Libraries Universal Service  
Receipt of Service Confirmation Form**

*mailed  
3/14/02  
6:55 AM*

FCC Form 486: To be completed by the Billed Entity  
Please read instructions before completing.

Estimated Average Burden Hours For First Submission: 15.0 hours  
For Subsequent Submissions: 1.5 hours

Applicant's Form Identifier Year 4 486  
(Create your own code to identify THIS Form 486)

**Block 1: Billed Entity Information**

1. Name of Billed Entity <b>Knox County School District</b>		2. Billed Entity Number <b>128407</b>	3. Funding Year <b>7/1/01 - 6/30/02</b>
4. Complete Mailing Address of Billed Entity			
Street Address, P. O. Box or Route Number <b>912 S. Gay Street</b>		City <b>Knoxville</b>	State <b>TN</b>
Zip Code <b>37902</b>			
10-Digit Telephone Number <b>865-594-1843</b>	Fax Telephone Number <b>865-594-1325</b>	E-Mail Address <b>dickens@k12tn.net</b>	
5. Contact Person Information			
Contact Person Name <b>Pat Dickens</b>			
Mailing Address (if different from Item 4)			
Street Address, P. O. Box or Route Number		City	State
			Zip Code
<input type="checkbox"/> 10-Digit Telephone Number <input type="checkbox"/> Fax Telephone Number <input checked="" type="checkbox"/> E-Mail Address			

Check the box next to the preferred mode of contact. (At least one box MUST be checked.)

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The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of an FCC statute, regulation, rule or order, your application may be referred to the federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party in a proceeding before the body or has an interest in the proceeding.

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Entity Number 128407 Applicant's Form Identifier Year 4 486  
Contact Person Pat Dickens Phone Number 865-594-1843

**Block 2a: FUNDING YEAR 4 ONLY — Early Filing Information**

**ITEM 6A: FOR FUNDING YEAR 4 (THE FUNDING YEAR BEGINNING JULY 1, 2001)**

**6A. EARLY FILING.** CHECK THE BOX BELOW IF THE FRNs ON THIS FORM 486 ARE FOR SERVICES STARTING *ON OR BEFORE* OCTOBER 28, 2001.

- ☒ The Funding Requests listed in Block 3 below have been approved by SLD as shown in my Funding Commitment Decision Letter (FCDL). I have confirmed with the service provider(s) featured in those Funding Requests that these services will start on or before October 28, 2001.

**Remember:** Early filing for Funding Year 4 using Item 6A is an option if and **ONLY** if services will start on or before October 28, 2001, all relevant certifications in Block 4 can be accurately made, and the Form 486 is postmarked on or before October 28, 2001.

*see note on instructions*

**Block 2b: FUNDING YEARS AFTER FUNDING YEAR 4 — Early Filing Information and CIPA Waiver Request**

**ITEMS 6B and 6C: FOR FUNDING YEARS AFTER FUNDING YEAR 4 (FUNDING YEARS BEGINNING JULY 1, 2002 OR LATER)**

**6B. EARLY FILING.** CHECK THE BOX BELOW IF THE FRNs ON THIS FORM 486 ARE FOR SERVICES STARTING *ON OR BEFORE* JULY 31 OF THE FUNDING YEAR.

- ☐ The Funding Requests listed in Block 3 below have been approved by SLD as shown in my Funding Commitment Decision Letter (FCDL). I have confirmed with the service provider(s) featured in those Funding Requests that these services will start on or before July 31 of the Funding Year.

**Remember:** Early filing for Funding Years after Funding Year 4 using Item 6B is an option if and **ONLY** if services will start within the month of July of the relevant Funding Year, all relevant certifications in Block 4 can be accurately made, and the Form 486 is postmarked on or before July 31 of the Funding Year.

**6C. CIPA WAIVER.** CHECK THE BOX BELOW IF YOU ARE REQUESTING A WAIVER OF CIPA REQUIREMENTS FOR THE SECOND FUNDING YEAR AFTER APRIL 20, 2001 IN WHICH YOU HAVE APPLIED FOR DISCOUNTS IF YOU AS THE BILLED ENTITY ARE THE ADMINISTRATIVE AUTHORITY.

- ☐ I am providing notification that, as of the date of the start of discounted services, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the schools or libraries represented in the Funding Request Number(s) on this Form 486 will be brought into compliance with the CIPA requirements before the start of the Third Funding Year after April 20, 2001 in which they apply for discounts.

Block 3: Service Information							
7. Please provide the following information for each Form 471 Block 5 (Discount Funding Request) item for which the filed entry is indicating that the named Service Provider may begin submitting invoices to SLI. You will need your FIDT for some of the information required below.							
Entity Number	128/07	Applicant Form Identifier	Year 4/86	Contact Person	Fax	Phone Number	
(A)	Application Number	(B)	Funding Request Number	(C)	Billing Account Number	(D)	Service Provider Name
(E)	From FCDI	(F)	Funding Start Date	(G)	Service Provider	(H)	Funding Year Service
1	0000215885	0000620301	865-594-3602	Bell South	143004824	07/01/2001	
2	0000215885	0000607747	865-922-7494	TDS (Bells)	143001637	07/01/2001	
3	0000215885	0000607925	865-966-6703	TDS (Farragut)	143001637	07/01/2001	
4	0000215885	0000510109	865-938-2048	Citizens Telecomm	143001641	07/01/2001	
5	0000215885	0000608970	131-300501	Paganel	143002786	07/01/2001	
6	0000215885	0000612940	N/A	Verizon	143004038	07/01/2001	
7	0000215885	0000608995	911 448410	United States Cellular	143000663	07/01/2001	
8							



Entity Number 128407 Applicant's Form Identifier Year 4 486  
Contact Person Pat Dickens Phone Number 865-594-1843

#### Block 4: Certifications and Signature

8. I certify that the technology plan(s) for the services received as indicated on this Form 486 have been approved as necessary. Fill in the name(s) of the organization(s) that reviewed and approved a technology plan for any eligible entity that is receiving services covered under this form; attach an additional list if necessary. If ALL of the FRNs listed herein are for basic telephone service only, write in "none" here.

Knox County School Board of Education

9. I certify that the services listed on this Form 486 have been, are planned to be, or are being provided to all or some of the eligible entities identified in the Form 471 application(s) cited above. I certify that there are signed contracts covering all of the services listed on this Form 486 except for those services provided under tariff or month-to-month arrangements. I certify that I am authorized to submit this receipt of service confirmation on behalf of the above-named Billed Entity, that I have examined this request, and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.
10. I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services. I recognize that I may be audited pursuant to this application and will retain for five years any and all records, including Forms 479 where required, that I rely upon to complete this form and, if audited, will make available to the Administrator such records.

#### NOTES FOR COMPLETING THE CERTIFICATIONS IN ITEM 11

- A Billed Entity who is the Administrative Authority must check Item 11a or 11b or 11c. Check only ONE item. If the Billed Entity is not the Administrative Authority, skip to Item 11d.
- A Billed Entity who represents one or more Administrative Authorities must check Item 11d or 11e. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.")
- A Billed Entity who represents one or more Administrative Authorities in Funding Years after Funding Year 4 and who checks Item 11d must check Item 11f or 11g. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.")
- IF THIS FORM PERTAINS TO A FUNDING YEAR PRIOR TO FUNDING YEAR 4 (THE FUNDING YEAR BEGINNING JULY 1, 2001), SKIP TO ITEM 12.

#### 11. FOR A BILLED ENTITY WHO IS THE ADMINISTRATIVE AUTHORITY:

I certify that as of the date of the start of discounted services:

- a ☐ the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 has (have) complied with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l).
- b ☐ pursuant to the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 is (are) undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA for the next funding year, but has (have) not completed all requirements of CIPA for this funding year.
- c ☒ the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), does not apply because the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 is (are) receiving discount services only for telecommunications services.

Entity Number <u>128407</u>	Applicant's Form Identifier <u>Year 4 486</u>
Contact Person <u>Pat Dickens</u>	Phone Number <u>865-594-1843</u>

FOR A BILLED ENTITY WHO REPRESENTS ONE OR MORE ADMINISTRATIVE AUTHORITIES<sup>1</sup>:

- d ☐ I certify as the Billed Entity for the consortium that I have collected duly completed and signed Forms 479 from all eligible members of the consortium.
- e ☒ I certify as the Billed Entity for the consortium that the only services that I have been approved for discounts under the universal service support mechanism on behalf of eligible members of the consortium are telecommunications services, and therefore the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), do not apply.

For Funding Years after Funding Year 4: If you checked Item 11d above, check ONE of the boxes below:

- f ☐ I certify that some or all of the eligible consortium members checked Form 479 Item 6d to seek a CIPA Waiver, and upon request from the Administrator I can provide this information; OR
- g ☐ I certify that no eligible consortium members checked Form 479 Item 6d to seek a CIPA Waiver.

The certification language above is not intended to fully set forth or explain all the requirements of the statute.

<sup>1</sup> See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities."

12. Signature of authorized person <u>Pat Dickens</u>	13. Date <u>March 14, 2002</u>
14. Printed name of authorized person <u>Pat Dickens</u>	
15. Title or position of authorized person <u>Technology Grant Assistant</u>	
16. Telephone number of authorized person <u>865-594-1843</u>	

Please submit this form to:

SLD-Form 486  
P. O. Box 7026  
Lawrence, Kansas 66044-7026

For express delivery services or U.S. Postal Service, Return Receipt Requested, send this form to:

SLD-Form 486  
c/o Ms. Smith  
3833 Greenway Drive  
Lawrence, Kansas 66046  
888-203-8100

# USAC

Schools and Libraries Division  
Box 125 Correspondence Unit  
80 South Jefferson Road  
Whippany, New Jersey 07981

## TIME SENSITIVE MATERIAL

00003  
KNOX COUNTY SCHOOL DISTRICT  
PAT DICKENS  
912 S. GAY STREET  
KNOXVILLE, TN 37902

|||||



Universal Service Administrative Company  
Schools & Libraries Division

FORM 486 NOTIFICATION LETTER  
(Funding Year 2001: 07/01/2001 - 06/30/2002)

October 16, 2002

KNOX COUNTY SCHOOL DISTRICT  
PAT DICKENS  
912 S. GAY STREET  
KNOXVILLE, TN 37902

Re: Form 486 Application Number: 193502  
Applicant's Form 486 Identifier: YEAR 4 486

This letter is to notify you that the Schools and Libraries Division (SLD) of the Universal Service Administrative Company has received and accepted an FCC Form 486 (Receipt of Service Confirmation Form) from you. This notification is to confirm the information that you provided. This information is being shared with the service provider whose SPIN you identified on the affected Funding Request Number(s) (FRN).

NOTICE ON SERVICE START DATE

There may be some situations where one or more Service Start Dates as reflected on this letter have been changed from what you indicated on the Form 486. Such changes are made by the SLD to be in compliance with program rules. You will know that a change has been made if there is an asterisk next to the Service Start Date. If the SLD changed the Service Start Date, that may have triggered a reduction in the funding commitment if the change of Service Start Date reduced the number of months for which discounts on recurring services could be provided. Whatever Service Start Date and funding commitment amount are listed, it is important that you and the Service Provider both recognize that the SLD should be invoiced and the SLD may direct disbursement of the discounts only on eligible, approved services actually delivered and installed on or after the Service Start Date indicated on this letter.

TO APPEAL THE SERVICE START DATE/FUNDING COMMITMENT CHANGE DECISION

If you wish to appeal the Service Start Date change(s) and/or funding commitment adjustment(s) indicated in this letter, your appeal must be RECEIVED BY THE SCHOOLS AND LIBRARIES DIVISION (SLD) WITHIN 60 DAYS OF THE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal.  
In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which FRN Service Start Date change or Funding Commitment adjustment you are appealing. Indicate the relevant funding year and the date of this Form 486 Notification Letter. Your letter of

appeal must also include the relevant Funding Request Number(s), the applicant name, the Form 471 Application Number, and the Billed Entity Number from your Form 486.

3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal on paper, please send your appeal to:  
Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit,  
80 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal  
can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site  
<[www.sl.universalservice.org](http://www.sl.universalservice.org)> or by calling the Client Service Bureau at 1-888-203-8100.

While we encourage you to resolve your appeal with the SLD first, you have the option  
of filing an appeal directly with the Federal Communications Commission (FCC). You  
should refer to CC Docket Nos. 96-45 and 97-21 on the first page of your appeal to the  
FCC. Your appeal must be RECEIVED BY THE FCC WITHIN 60 DAYS OF THE ABOVE DATE ON THIS  
LETTER. Failure to meet this requirement will result in automatic dismissal of your  
appeal. Further information and options for filing an appeal directly with the FCC can  
be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or  
by calling the Client Service Bureau. We strongly recommend that you use the electronic  
filing options because of continued substantial delays in mail delivery to the FCC.  
If you are submitting your appeal via United States Postal Service, send to:  
ECC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

#### NOTICE ON CIPA COMPLIANCE FOR FUNDING YEAR 2002 AND FUTURE FUNDING YEARS

Although your Form 486 has been fully data entered, the SLD will continue to investigate  
the CIPA compliance status of each of the entities represented on each ERN listed. If  
the SLD discovers that the reported CIPA compliance status for an entity is not valid,  
based on what was reported on your Forms 486 from prior Funding Years, there is a  
possibility that invoices will be denied for services being delivered to the affected  
entities.

#### NOTICE ON INVOICING

INVOICING DEADLINES: After a Form 486 has been properly filed, the SLD must receive an  
invoice from either the applicant or the service provider in order to make payments for  
approved discounts on eligible services. Form 472, Billed Entity Applicant Reimbursement  
(BEAR) Form, is filed by the applicant; Form 474, Service Provider Invoice Form, is filed  
by the service provider. Invoices must be postmarked no later than 120 calendar days  
after the last date to receive service or 120 calendar days after the date of this Form  
486 Notification Letter, whichever is later. If an invoice is postmarked after the later  
of those two dates, payment will be denied.

Please note that the SLD encourages service providers to work with their customers  
to establish whether discounts will appear on bills or whether customers prefer a  
reimbursement process. The SLD will process either reimbursements based on Form 472  
(BEAR) or discounts based on Form 474 (SPIF) for a given ERN. Once established,  
however, the selected process - SPIFs or BEARs - must be used consistently for the  
entire Funding Year.

NOTE: The SLD will base the billing mode (reimbursement or discounting) on the first  
invoice type that it processes for payment. It is therefore imperative for the service  
provider and the customer to establish together the preferred invoicing mode.

#### REVIEW OF INVOICES FOR COMPLIANCE WITH PROGRAM RULES

Once an invoice is in the SLD system, it is reviewed (electronically and, in some cases,  
manually) for compliance with program rules. Applicants who submit BEARs or service  
providers who submit SPIFs may be contacted by our Program Integrity Assurance team to  
provide information in support of the invoice.

## EXPLANATION OF INFORMATION PROVIDED IN THE FORM 486 NOTIFICATION LETTER

On the following pages is a list of ERNs for which you have notified us of a Service Start Date. To help you understand this list, the following definitions are provided. Most of these are identical to the definitions that were included in the Funding Commitment Decision Letters (FCDL) sent to you earlier.

**Funding Request Number (ERN):** A Funding Request Number is assigned by the SLD to each Block 5 of your Form 471 once an application has been processed. This number is used to report to applicants and service providers the status of individual discount funding requests submitted on a Form 471.

**Form 471 Application Number:** A unique identifier assigned to a Form 471 application by the SLD from Block 1 of the Form 471.

**Service Provider Name:** The name of the service provider that you identified as providing the service included in this ERN.

**Service Provider Identification Number:** The unique number assigned by USAC to the service provider you identified as providing the service included in this ERN.

**Billing Account Number:** The account number that you have established with your service provider for billing purposes. This will be present only if a Billing Account Number was provided on the Form 471.

**Service Start Date:** The Service Start Date (SSD) as indicated on the Form 486. If this date is marked with an asterisk, it was changed by the SLD to be in compliance with program rules and an explanation for the change has been provided. This date as shown is controlling and USAC will not reimburse discounts on services delivered prior to this date.

**Service Start Date Change Explanation (SHOWN ONLY IF RELEVANT):** If the Service Start Date is marked with an asterisk, this field will explain why the SLD changed the date. One of the following explanations may appear:

**AVSCD:** The Service Start Date may not be before the Allowable Vendor Selection/Contract Date (AVSCD) from the Form 470 cited for this ERN on the Form 471. If you indicated an earlier SSD on the Form 486, the SLD changed the SSD to the AVSCD.

**120-DAY 486 DEADLINE:** Forms 486 must be postmarked no later than 120 days after the start of services or no later than 120 days after the date of the Funding Commitment Decision Letter (FCDL), whichever is later. If the Form 486 is postmarked after the later of those two dates, the SLD changed the SSD to the date 120 days before the Form 486 postmark. That date will become the start date for discounted services. You are advised to keep proof of the date of mailing of your form(s).

**Adjusted Funding Commitment (SHOWN ONLY IF RELEVANT):** If the SLD changed the Service Start Date, that may have triggered a reduction in the funding commitment if the change of SSD reduced the number of months for which discounts on recurring services could be provided. This field will only appear if there is a reduction to the funding commitment amount.

FORM 486 NOTIFICATION LETTER FUNDING COMMITMENT SYNOPSIS  
(Funding Year 2001)

Funding Request Number: 510109  
Form 471 Application Number: 215885  
Service Provider Name: Citizens Telecomm Company of the Volunteer State, LLC  
Service Provider Identification Number: 143001641  
Billing Account Number: 865-938-2048  
Service Start Date: 05/19/2002\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$5,034.24 ✓

Funding Request Number: 607747  
Form 471 Application Number: 215885  
Service Provider Name: Tennessee Tel. Co.dba TDS Telecom  
Service Provider Identification Number: 143001637  
Billing Account Number: 865-922-7494  
Service Start Date: 05/19/2002\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$2,085.64 ✓

Funding Request Number: 607925  
Form 471 Application Number: 215885  
Service Provider Name: Tennessee Tel. Co.dba TDS Telecom  
Service Provider Identification Number: 143001637  
Billing Account Number: 865-966-6703  
Service Start Date: 05/19/2002\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$2,189.58 ✓

Funding Request Number: 608970  
Form 471 Application Number: 215885  
Service Provider Name: Arch Wireless Holdings, Inc.  
Service Provider Identification Number: 143018525  
Billing Account Number: 131-300501  
Service Start Date: 05/19/2002\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$1,078.83 ✓

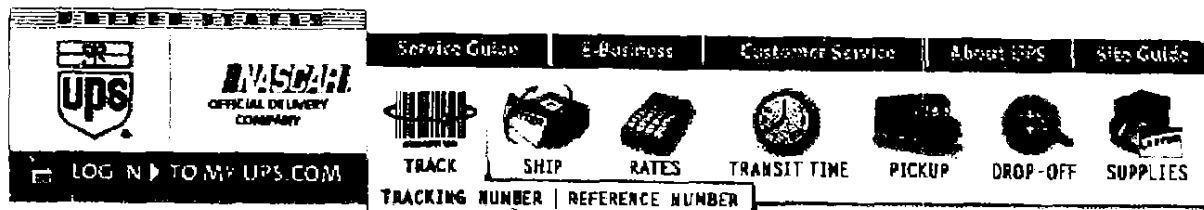
Funding Request Number: 608995  
Form 471 Application Number: 215885  
Service Provider Name: Tennessee RSA #4 Sub 2, Inc. dba U.S. Cellular  
Service Provider Identification Number: 143000663  
Billing Account Number: 911448410  
Service Start Date: 05/19/2002\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$2,214.00 ✓

FORM 486 NOTIFICATION LETTER FUNDING COMMITMENT SYNOPSIS  
(Funding Year 2001)

Funding Request Number: 612940  
Form 471 Application Number: 215885  
Service Provider Name: Verizon Select Services Inc.  
Service Provider Identification Number: 143004038  
Billing Account Number: N/A  
Service Start Date: 05/19/2002\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$5,076.00 ✓

Funding Request Number: 620301  
Form 471 Application Number: 215885  
Service Provider Name: BellSouth Telecommunications, Inc.  
Service Provider Identification Number: 143004824  
Billing Account Number: 865-594-3602  
Service Start Date: 05/19/2002\*  
Service Start Date Change Explanation: 120-DAY 486 DEADLINE  
Adjusted Funding Commitment: \$115,368.00





## Tracking Summary

To see a detailed report for each package, please select the Detail button.

### TRACKING NUMBER

1. 1Z A54 9R4 01 3481 501 0



### STATUS

**Delivered**

Delivered on:

Dec 16, 2002 9:53 A.M.

Delivered to:

WHIPPANY, NJ, US

Signed by:

DEVORE

Service Type:

NEXT DAY AIR

Tracking results provided by UPS: Dec 16, 2002 1:56 P.M. Eastern Time (USA)

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December 10, 2002

Letter of Appeal, Schools and Libraries Division  
Box 125 – Correspondence Unit  
80 South Jefferson Road  
Whippany, NJ 07981

To Whom It May Concern:

Knox County School District  
Pat Dickens, Technology Grant Assistant  
912 S. Gay Street  
Knoxville, TN 37902  
865-594-1843  
865-594-1325 Fax  
dickensp@k12tn.net

This is a Letter of Appeal regarding the Service Start Date and Funding Commitment adjustments for Year 4 for the following FRN's:

<u>FRN #</u>	<u>Form 471 Application #</u>	<u>Billed Entity #</u>
- 620301 BellSouth	215885	128407
- 607925 TN Tele/Farragut	215885	128407
- 607747 TN Tele/Halls	215885	128407
- 510109 Citizens/Frontier	215885	128407
- 608970 Arch Wireless	215885	128407
- 608995 US Cellular	215885	128407
- 612940 Verizon	215885	128407

The Service Start Date was originally July 1, 2001 and went through June 30, 2002. Our Funding Commitment Letter was dated December 14, 2001. I mailed the Year 4 486 on March 14, 2002 to P. O. Box 7026, Lawrence, KS 66044-7026 via the US Postal Service. (Attached is a copy of the Year 4 486 showing the date I mailed this form)

As I began checking to make sure I had all paperwork in the correct file for Year 4 and started work on Year 5, I realized I had never received a Form 486 Notification Letter.

On September 16, 2002, I sent, via UPS overnight delivery, a letter (copy attached) asking about the Form 486 Notification Letter. I also included a copy of the Year 4 486 which I had previously sent on March 14, 2002.

I received the Year 4 486 Notification letter dated October 16, 2002. The reason for this Letter of Appeal begins with the notification. The service start date on each of the FRN's listed above has been changed from July 1, 2001 to May 19, 2002. Also each Funding Commitment has been changed due to the service start date change.

I am writing this Letter of Appeal as we followed the guidelines for sending a Form 486 to the SLD. I chose to send the Form 486 via US Postal Service instead of overnight delivery, but it was filed within the appropriate time frame.

I will be anxious to hear from you regarding this Letter of Appeal.

Pat Dickens, Technology Grant Assistant  
Knox County Schools



# A PHONE MESSAGE FOR YOU

To: Pat Dickens

Date: 2/24/2003 Time: 3:46:22 PM

From: Christine

From: SLD

Phone: 973-884-8268

Action: Please Return Call

Message:



Response

taken by Pat



Complete? Yes Response date 3/10/03

*Returned  
Call*

*"Working on our  
appeal"*



**Universal Service Administrative Company**  
Schools & Libraries Division

Rec'd  
4.30.03

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**Administrator's Decision on Appeal - Funding Year 2001-2002**

April 14, 2003

Pat Dickens  
Knox County School District  
912 South Gay St.  
Knoxville, TN 37902

Re:      Billed Entity Number:            128407  
         471 Application Number:          215885  
         Funding Request Number(s):      510109, 607747, 607925, 608970, 608995,  
   612940, 620301  
         Your Correspondence Dated:        December 10, 2002

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year 2001 Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number:            510109, 607747, 607925, 608970, 608995, 612940,  
   620301

Decision on Appeal:                    **Denied in full**

Explanation:

- In your appeal letter, you are appealing the Service Start Date and Funding Commitment adjustments for the requests. You state that you had mailed the Form 486 via US Postal Service on 3/14/02, to P.O. Box 7026, Lawrence, KS 66044-7026. On 9/16/02, you sent another copy of the Form 486 (via UPS overnight delivery) and a letter inquiring about the Form 486 Notification Letter that you never received for the Form 486 you sent on 3/14/02. You would like the SSD revised back to 7/1/01, because you had followed the guidelines for sending the Form 486 within the appropriate time frame, but had sent it via US Postal Service instead of overnight delivery.

- Upon contact from Program Compliance on 2/24/03, you were asked if you had any proof of mailing the original Form 486 you had sent on 3/14/02. You said you did not because it was sent via regular postal service. Since you were not able to provide proof of mailing, your appeal is consequently denied.
- Program rules state that your Form 486 must have been received or postmarked no later than 120 days after the date of your Funding Commitment Decision Letter or no later than 120 days after the Service Start Date reported on your Form 486, whichever is later. The date of your Funding Commitment Decision Letter for FCC Form 471 #215885 was 12/14/01. The Service Start Date reported on your FCC Form 486 was 7/1/01. The postmark date of your FCC Form 486 was 9/16/02. Since your FCC Form 486 was postmarked more than 120 days after your Service Start Date or the date of your Funding Commitment Decision Letter, whichever is later, the SLD has revised your Service Start Date to the date 120 days before your FCC Form 486 postmark date and reduced your funding commitment amount based on the revised Service Start Date.
- FCC rules provide that FCC Form 486 certifications must be provided to the Administrator in accordance with existing program guidelines established by the Administrator. *See* 47 C.F.R. § 54.520(g). Existing program guidelines are explained in the Funding Commitment Decision letter. Your Funding Year 2001 Funding Commitment Decision letter notified you that “[I]f your services start after October 28, 2001, your Form 486 must be postmarked no later than 120 days after the Service Start Date or 120 days after the date of the Funding Commitment Decision Letter, whichever is later, in order for discounts to be paid retroactively to the Service Start Date. Failure to meet this filing deadline will result in reduced funding.” *See* Funding Commitment Decision Letter (Funding Year 2001: 07/01/2001 – 06/30/2002), page 2. Since your FCC Form 486 was postmarked more than 120 days after the Service Start Date you indicated on your FCC Form 486, SLD has reduced your funding.

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission (FCC) via United States Postal Service: FCC, Office of the Secretary, 445-12<sup>th</sup> Street SW, Washington, DC 20554. If you are submitting your appeal to the FCC by other than United States Postal Service, check the SLD web site for more information. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. **The FCC must RECEIVE your appeal WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER for your appeal to be filed in a timely fashion.** Further information and new options for filing an appeal directly with the FCC can be found in the “Appeals Procedure” posted in the Reference Area of the SLD web site, [www.sl.universalservice.org](http://www.sl.universalservice.org).

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division  
Universal Service Administrative Company

# Knox County Schools

**Department of Instructional Technology**  
**912 South Gay Street – Suite 1101**  
**PO Box 2188**  
**Knoxville, TN 37902**

**Phone: 865 – 594 – 1726**  
**Fax: (865) 594-1325**  
**Email: [ldolj@k12tn.net](mailto:ldolj@k12tn.net)**  
**Website:**

Pat,

Per our discussion this afternoon, I was suprised to learn of any issue regarding Funding Reimbursements for Telecommunications in the 2001 Funding Cycle. In an effort to rectafie this unfortunate situation I have reviewed the office documentation that we kept in this regard.

As we discussed, it is very difficult to assert documents the path taken by this documentation after it was sent US Mail. While we cannot assert that parcels sent via US mail are actually received by the party to which they are addressed, this parcel has not been returned to our office as non-deliverable. Nevertheless, the advice the SLD in this filing year had recommended that for documents that were not pushing deadlines that the use of the U.S Postal Service was viable. However, it seems that there was no oversight mechanism provided so that district could assert that the documentation had been received.

I hope that the SLD understood that we attempted to on several occasions prior to and after the deadline of April 14, 2002 to assert that the documents had been received. On each attempt, we were assured by the representatives of the SLD that documentation forwarded in March would most certainly have arrived prior to the deadline and that, while "they" could not actually "put their hands on the form" is was surely "in process ". As I remember we were further aprised that the SLD was in a leadership transition and the Year 4 (2001) processing would be delayed in an effort to escalate the processing of Year 5 (2002) applications and that we should remain patient with the process during the transition. Finally, as we explored this issue further, we were assured that "any details" regarding the reimbursements involving this 486 could be resolved easily through a little "simple documentation".

I feel that aside from being able to assert that the documents were produced and reviewed in a timely manner, I am a a little bit of a loss as to what the SLD might want us to provide to document our effort.

Nevertheless, here is the documentation that I was able to assemble regarding the March 2002 Form 486 submission.

- Attached is a dated copy of the original memo that I had sent confirming that I had reviewed this submission and agreed that it was ready to be sent. You will note that I completed the memo on Tuesday, March 12th. The memo was delivered to you the morning of March 13th, 2002.
- I have also attached a recent screen capture showing a file creation date of the afternoon of March 12, 2002.
- I also noted that in our final file copy you had a hand written notation that the documents had been mailed March 14, 2002. This is consistent with these other documents.

While I do not know if this will be helpful, it will at least confirm to you that I recall and had reviewed the Form 486 in question in a timely manner and that there is no reason to expect that this document would be received at the SLD beyond the April14th deadline required for this document to be received. Surely, even the US Mail would have delivered this document within a month's time.

I will note that there seems to have been an extraordinarily high incidence in problems within the SLD regarding our 2001 application. As I understand it, there are still Funding Requests for our district that have not reviewed.

It is unfortunate that the SLD has chosen to penalize the children of Knox County for the inadequacies of the United States Postal Service or of the docuement handling at the SLD in a time of transition.

Hopefully we can use these documents to craft an appeal to the FCC. Please let me know if there is anything else that I might do to be of assistance in this matter.



**Knox County Schools**



**MEMORANDUM**

*Department of Instructional Technology*

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Date: Tuesday, March 12, 2002  
To: Ms. Pat Dickens, Grant Manager  
From: Jim Idol, Supervisor of Instructional Technology  
Re: Approval of Form 486 Submission  
CC: Ms. Brenda Yarnell, Supervisor, Instructional Technology

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Pat,

I have reviewed the attached Form 486. As usual, it appears to be in the proper form for submission.

Please forward this document to the SLD immediately. As always, thanks for your attention to detail and prompt handling of the E-Rate documentation for Knox County Schools.

RECEIVED MAR 13 2002



SLD Form 486 - 03/12/02

Show: **General Information** 

**Kind:** Microsoft Word 2001 document

**Size:** 24 K on disk (20,766 bytes)

**Where:** Macintosh HD:

**Created:** Tue, Mar 12, 2002, 3:47 PM

**Modified:** Tue, Mar 12, 2002, 3:47 PM

**Version:** n/a

**Label:** **None** 

**Comments:**

☐ **Locked**

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